

# FISH & RICHARDSON P.C.

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October 26, 2005

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## VIA ELECTRONIC FILING

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
The Portals  
445 12th Street, S.W.  
Washington, D.C. 20554



BOSTON

DALLAS

DELAWARE

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

Re: **EX PARTE SUBMISSION**

WT Docket No. 03-66; Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands

Dear Ms. Dortch:

Today, on behalf of Educational Broadband Service ("EBS") licensee, Trans Video Communications, Inc. ("TVC"), Monsignor Michael J. Dempsey, Executive Director of TVC; Lawrence R. Krevor, Vice President Government Affairs Spectrum, Sprint Nextel; Donna Balaguer, counsel to Red New York E Partnership; Royce Kincaid, Deputy Program Director Citywide Mobile Wireless Network, Northrop Grumman Corporation; former FCC Commissioner Henry M. Rivera; and the undersigned, counsel to TVC, met separately with (1) Commissioner Jonathan S. Adelstein and Barry Ohlson; and (2) John Schauble, Cathleen Massey, Catherine Seidel, Joel Taubenblatt, and Uzoma Onyeije of the Wireless Telecommunications Bureau. At both of these meetings, we discussed the Further Notice of Proposed Rulemaking ("FNPRM") in the above-referenced proceeding.

A summary of the issues discussed and copies of the materials distributed at the meetings are included in the attachments to this letter. In addition to the issues summarized in the attachments, Mr. Kincaid indicated that Northrop Grumman is finalizing plans to use EBS spectrum licensed to TVC for public safety purposes in New York City.

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, this letter is being filed electronically.

FISH & RICHARDSON P.C.

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Respectfully submitted,

*/s/ Edwin N. Lavergne*

Edwin N. Lavergne  
Counsel  
Trans Video Communications, Inc.

Attachments

cc     John Schauble  
         Cathleen Massey  
         Catherine Seidel  
         Joel Taubenblatt  
         Uzoma Onyeije